UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF NEW YORK	
Dentsply Sirona Inc.,	: :
Plaintiff	: Civil Action
	: No. 15 CV 8775 (LGS)(GWG)
– against –	: ECF Case :
Dental Brands for Less LLC dba Dental Wholesale Direct,	: : :
Defendant	: :
	: x

NOTICE OF MOTION

Counterclaim Plaintiff Dental Brands for Less LLC moves for an Order, pursuant to Rule 54(b) of the Federal Rules of Civil Procedure, to have the Court reconsider ECF No. 113 which dismissed Dental Brands for Less LLC's Counterclaim, Count One (For Unlawful Conspiracy in Unreasonable Restraint of Trade in violation of Section 1) of the Sherman Antitrust Act, 15 U.S.C. § 1) (ECF No. 61), and reinstate Count One against Dentsply Sirona Inc. Dental Brand for Less LLC offers the accompanying Memorandum of Law in Support of its Motion.

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Attorney for Defendant and Counterclaim Plaintiff, Dental Brands for Less LLC dba Dental Wholesale Direct

Dated: April 24, 2020

TO: Jonathan Honig, Esquire Feder Kaszovitz LLP 845 Third Avenue New York, NY 10022-6601

> Attorney for Plaintiff and Counterclaim Defendant, Dentsply Sirona Inc.

 $Via\ ECF$

Certificate of Service

I hereby certify, on April 24, 2020, Counterclaim Plaintiff Dental Brands for Less LLC's Fed.R.Civ.Proc. 54(b) Motion to Reconsider ECF No. 113, and to Reinstate Counterclaim (ECF No. 61), Count One (For Unlawful Conspiracy in Unreasonable Restraint of Trade in violation of Section 1 of the Sherman Antitrust Act, 15 U.S.C. § 1) and Memorandum of Law in Support of the Motion were filed through the Court's CM/ECF System. Notice of this filing will be sent by email to counsel for Dentsply Sirona Inc., Jonathan Honig, Esquire, by operation of the Court's electronic filing system as indicated on the Notice of Electronic Filing. Parties may access this filing through the Court's CM/ECF System.

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Dated: April 24, 2020